

Faith Extra

Court debates Ten Commandments displays on government property

by HOPE YEN
ASSOCIATED PRESS

WASHINGTON — Below a frieze of Moses holding the tablets of the Ten Commandments, the marshal having proclaimed his "God save this honorable court," the Supreme Court justices pondered anew how to define the boundary between church and state.

It's an issue this court and others have wrestled with many times over the years. This time justices heard arguments in two cases about whether Ten Commandments displays should be allowed on government property.

In their comments and questions from the bench Wednesday, justices were reluctant to adopt a blanket ban on such displays and struggled to formulate a constitutional rule that could render a new definition of religion's role in public life.

"It's so hard to draw that line," fretted Justice Sandra Day O'Connor at one point during the lively two-hour debate. She is expected to be a key vote in the case, which was heard Wednesday as about 100 demonstrators shouted religious slogans outside.

Back-to-back arguments in cases from Texas and Kentucky were the court's first consideration of the issue since 1980, when justices ruled the Ten Commandments could not be displayed in public schools.

Several expressed support for a 6-foot granite monument on the grounds of the Texas state Capitol but were less certain about framed copies of the commandments in two Kentucky courthouses.

"If an atheist walks by, he

can avert his eyes," Justice Anthony Kennedy said in a courtroom filled with spectators, many of whom could be seen glancing at the court's frieze of Moses carrying the tablets.

Banning the Texas display might "show hostility to religion," he said.

But Justices John Paul Stevens and Ruth Bader Ginsburg, while acknowledging the nation's religious history, wondered where the line should be drawn. The court ruled in 1983 that legislative prayer is allowable, citing its historical significance but in 1992 said prayer in public schools is not because students may feel pressure to partici-

What if every federal court had a Ten Commandments display over its bench and opened with a prayer? Ginsburg asked, brushing aside Justice Antonin Scalia's retort that the justices already open their sessions with "God save this honorable court."

"We would try and defend that," said acting Solicitor General Paul Clement, who argued on behalf of the Bush administration in supporting the Ten Commandments displays.

Monuments carrying the Ten Commandments are common in town squares, courthouses and other government-owned land around the country. Lawyers challenging these displays argue that they violate the First Amendment ban on any law "respecting an establishment of religion."

While the cases strictly involve Ten Commandments displays, a broad ruling could determine the allowable role of

religion in a wide range of public contexts, from the use of religious music in a school concert to students' recitation of "under God" in the Pledge of Allegiance. A decision is expected by late June.

The question has prompted dozens of heated legal battles, including one in Alabama by Roy Moore. He lost his job as Alabama chief justice a year ago after defying a federal order to remove a 5,300-pound Ten Commandments monument he had installed in the state courthouse.

At the Supreme Court, about supporters of commandments displays gathered outside in the icy cold. Many shouted "Amen" and broke into refrains from "Amazing Grace." Several knelt before the court steps.

Opponents of the displays, smaller in number, waved signs bearing such slogans as "Keep Government and Religion Separate" and "My God Does Not Need Government Help."

According to an AP-Ipsos poll, 76 percent of Americans support such displays, something that was not lost on some of the justices during arguments.

"It's a profoundly religious message, but it's a profoundly religious message believed in by a vast majority of the American people," Scalia said.

In the Texas case, the Fraternal Order of Eagles donated the exhibit to the state in 1961, and it was installed about 75 feet from the Capitol in Austin. The group gave thousands of similar monuments to American towns during the 1950s and '60s, and those have been the subject of multiple court fights.

The suit was brought by Thomas Van Orden, a former lawyer who is now homeless. Van Orden, who enlisted the help of Duke law professor Erwin Chemerinsky in the appeal, said in an interview that he spent the morning at the University of Texas law library playing chess online. He did not comment on the case.

Two Kentucky counties, meanwhile, hung framed copies of the Ten Commandments in their courthouses and added other documents, such as the Magna Carta and the Declaration of Independence, after the American Civil Liberties Union challenged the display.

While one lower court found the Texas display to be predominantly nonreligious because it

was one of 17 monuments in a 22-acre park, another struck down the Kentucky displays as lacking a "secular purpose." Kentucky's modification of the display was a "sham" for the religious intent behind it, the Cincinnati-based 6th U.S. Circuit Court of Appeals ruled.

Arguing against a strict wall between church and state, Solicitor General Clement said, "The Ten Commandments have an undeniable religious significance, but they also have a secular significance as a source of the law, a code of the law and a well-recognized historical symbol of the law."

David Friedman, an attorney for the American Civil Liberties Union who is challenging the courthouse displays in Kentucky, countered: "An

assertion that the Ten Commandments is THE source, THE foundation of our legal system ... that is simply wrapping the Ten Commandments in the flag, and that's endorsement."

The Supreme Court's frieze depicts Moses as well as 17 other figures including Hammurabi, Confucius, Napoleon and Chief Justice John Marshall.

When Stevens said the depiction is more neutral in part because it does not display the Ten Commandments' text, Clement gently demurred. "I don't know if a display of Moses might be sending more of a religious message."

The cases are Van Orden v. Perry, 03-1500, and McCreary County v. ACLU, 03-1693.

Leader's resignation puts Community of Christ on unfamiliar ground

by STEVE BRISENDINE
ASSOCIATED PRESS

INDEPENDENCE, Mo. — The succession plan for the Community of Christ has always been simple: The church's leader designated his successor, and the membership accepted that choice.

Now the resignation of W. Grant McMurray without naming a new president has forced the church and its 250,000 members into unfamiliar territory — waiting for "discernment," or for God to show them who the new leader should be.

It might seem like a difficult moment, but officials of the largest of the Mormon offshoot denominations say the challenge

of selecting a new president — who also carries the position of prophet — is a necessary step toward maturity as a faith.

"People have had to think a little more carefully about their role in the process," said Steven M. Veazey, president of the church's Council of Twelve Apostles. "I see that as having a positive effect because more people are engaged in reflecting carefully and deeply on what a church president needs for the future."

The Council of Twelve is now collecting names of possible successors — although only one member knows those names, Veazey said — and will begin a process of prayer and deliberation in late March.

Anyone in the church may suggest a name.

Once the council and other church leaders reach a consensus, the person they select — who might not even know his name has been submitted, Veazey said — will be called as the next leader. If the designate accepts, delegates to a special world conference called for early June in Independence will be asked to confirm the selection.

McMurray stepped down Dec. 1, citing a recent diagnosis of Parkinson's disease and "inappropriate choices" in his personal life. Neither he nor church officials would elaborate.

(See RESIGNATION, page seven)



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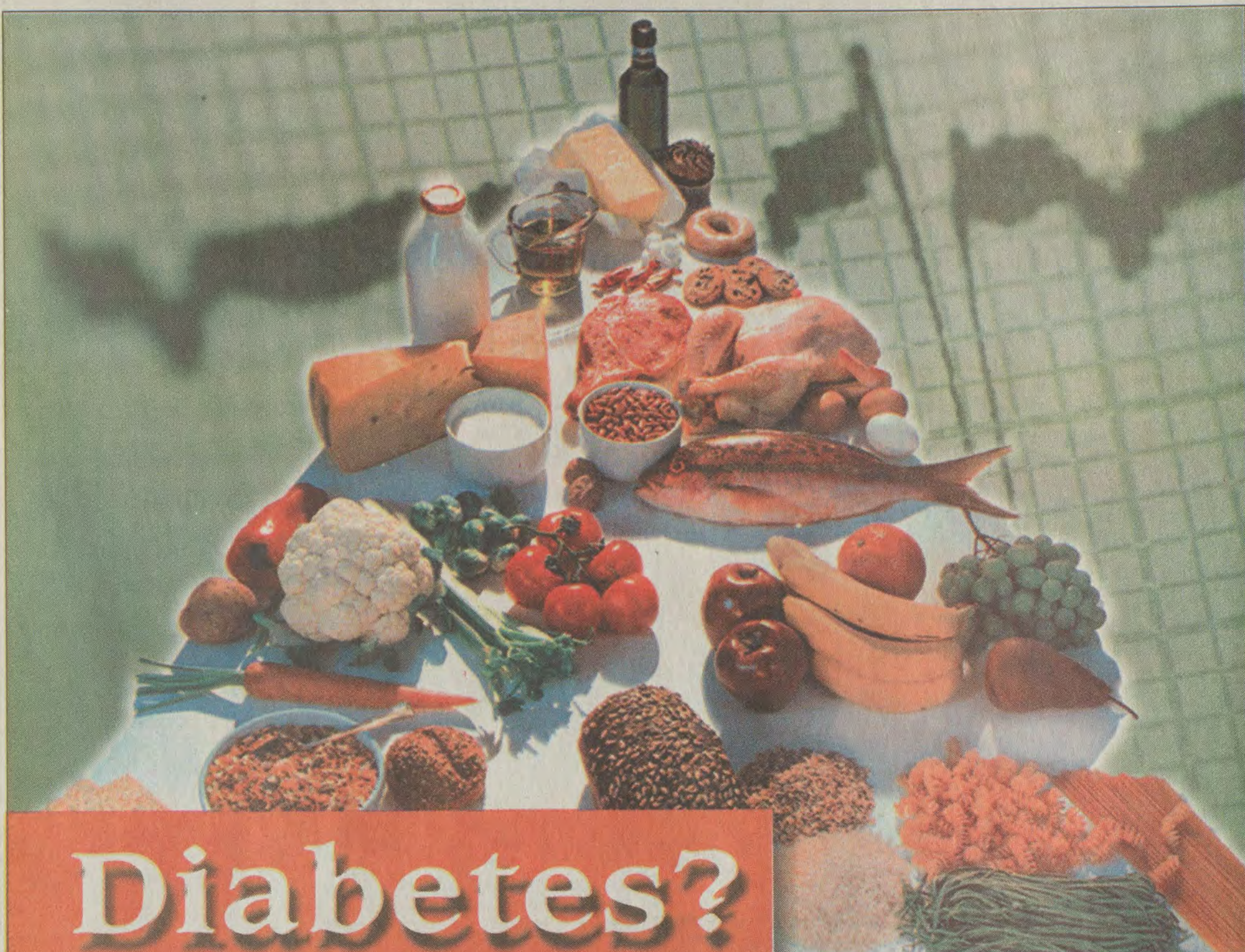
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TIMES Email: sports@floydcountytimes.com

LADYCATS: BACK-TO-BACK

BETSY LAYNE 57, ALLEN CENTRAL 40

Johnson Central site
of Betsy Layne's last
regional title triumph

by STEVE LeMASTER
SPORTS EDITOR



photo by Jamie
Howell

Betsy Layne senior center Kristal Daniels took her turn cutting on the net after Betsy Layne's 58th District championship win over Allen Central. Daniels scored 18 points as Betsy Layne won its second straight 58th District title. Kim Clark led the Ladycats with a game-high 25 points.



photo by Steve LeMaster
NOWHERE TO GO: Betsy Layne seniors Kim Clark (4) and Breann Akers applied pressure on Allen Central's Yumekia Hunter.

Senior trio combines for 55 points in district championship win

by STEVE LeMASTER
SPORTS EDITOR

BETSY LAYNE – The celebration was on Thursday night for the Betsy Layne girls' basketball team. Betsy Layne was able to celebrate a 58th District championship on its homefloor. The Ladycats beat Floyd County rival Allen Central 57-40 and earned a second straight 58th District championship.

Betsy Layne senior guard Kim Clark, who came into the 2004-05 season rated as the 15th Region's top player, didn't disappoint. Clark lived up to the lofty billing as she scored a game-high 25 points. Seventeen of Clark's game-high 25 points came in the second half. She drained five three-pointers. A trio of senior starters combined

for 55 of Betsy Layne's 57 points.

Clark's senior teammate, center Kristal Daniels, finished with 18 points. Three of Betsy Layne's five starters reached double-figures in the points department. Senior point guard Kristen Smith finished with 12 points. Smith, who also had 12 points in Betsy Layne's opening-round win over South Floyd, also connected on a three-point field goal attempt. Only four Betsy Layne players score. But it was enough to propel the Ladycats to a second consecutive district title.

The longer the game went, the stronger the Ladycats played. They wanted the title. Again.

Betsy Layne Coach Cassandra Akers sent her

(See LADYCATS, page two)

Betsy Layne girls lead all-tournament honors

by STEVE LeMASTER
SPORTS EDITOR

BETSY LAYNE – At home and playing on its homefloor Thursday night, Betsy Layne captured a second straight 58th District girls' basketball championship. On its way to the latest 58th District girls' basketball title, Betsy Layne registered double-digit wins over both South Floyd and Allen Central. And for its efforts, Betsy Layne was rewarded.

The Ladycats placed five players on the all-tournament team. Starters Kim Clark, Kristen Smith, Kristal Daniels, Breann Akers and Candice Meade were all named to the all-tournament

squad. All five Ladycat starters had pivotal roles in the district championship effort.

The Piarist School had one player named to the all-tournament team, while South Floyd and Prestonsburg each placed two student-athletes on the squad. District runner-up Allen Central had three players named to the team.

Others joining the Betsy Layne starting five included Alyssa Reed (Piarist), Courtney Blocker (South Floyd), Tab Trammell (South Floyd), Kelly Key (Prestonsburg), Darcey Hicks (Prestonsburg), Becky Thomas (Allen Central), Amanda Mills (Allen Central) and Mara Biliter (Allen Central).



photo by Jamie Howell

The 58th District All-Tournament Team included five Betsy Layne Ladycats.

Betsy Layne starting five
named all-conference

by STEVE LeMASTER
SPORTS EDITOR

BETSY LAYNE – The Betsy Layne girls breezed through the 58th District/Floyd County Conference portion of the 2004-05 regular-season, sweeping and taking a pair of games from each of its four district opponents. Betsy Layne, coached by Cassandra Akers, brought a perfect 8-0 district/conference record into the 58th District Tournament and showed no signs of slowing down on its way to a second straight district title. The Ladycats beat South Floyd with ease in the opening round and in the championship game on Thursday night, pulled away and defeated Allen Central by a 17-point margin. All five Betsy Layne starters – four seniors and one junior – earned all-conference nods. Betsy Layne seniors Kim Clark, Kristen Smith, Kristal Daniels and Breann Akers, and junior Candice Meade, each earned all-conference nods.

The Piarist School had one player named all-conference, South Floyd and Prestonsburg, both of which were eliminated

(See CONFERENCE, page two)

Conference

in the opening round, landed two players on the all-conference squad and district runner-up Allen Central was represented by three of its starting five. Those joining Betsy Layne's starting unit included

Beth Tackett (Piarist), Tab Trammell (South Floyd), Miranda Gregory (South Floyd), Molly Burchett (Prestonsburg), Meaghan Slone (Prestonsburg), Mara Biliter (Allen Central),

Yumekia Hunter (Allen Central) and Becky Thomas (Allen Central).

One of the 15th Region's top players, Thomas was also named conference player of the year.

Continued from p1

Ladycats

team into the district championship contest with a game plan. "We had a game plan and they did it," Akers said with excitement in her voice. "Kim did really well; she shot - and hit. Everyone played hard. We knew coming in that it would be a tough game."

The game was physical. Betsy Layne's Whitney Tackett came into the game in off the bench and provided some quality minutes - but at a cost. Tackett left the game minus a tooth that she had knocked out.

Betsy Layne took a game that was close early in the first quarter and gradually pulled away.

The Ladycats led 16-10 with 2:21 remaining in the first quarter when Allen Central junior Amanda Mills, into the game in off of the bench, drained a three-pointer. Daniels countered for Betsy Layne with a short field goal right before the final buzzer of the first period and the Ladycats took an 18-13 lead out of the opening period.

Betsy Layne held Allen Central to just one point in the second quarter and went into halftime ahead 27-14.

In the second half, Allen Central could never get within close enough striking distance of Betsy Layne.

Following a putback by Allen Central senior Becky Thomas at the 1:09 mark of the third quarter, Betsy Layne played out in front with a 38-30 lead. Thomas, who was fouled on the putback converted on a free throw following the shot and Allen Central, then, trailed by just seven points.

But Betsy Layne quickly stretched the lead back out.

The Ladycats went on to lead 41-31 at the start of the fourth quarter.

Late in the game, Akers didn't want to put Allen Central to the free throw line with the chance to score points with the clock stopped.

"We didn't want them to get to the free throw line," Akers added. "They are a good team and whoever draws them in the regional tournament will have their hands full. I'd take Becky (Thomas) any night of the week."

Betsy Layne didn't get much of an opportunity to score from the charity stripe. The Ladycats finished five-of-eight from the free-throw line.

Junior forward Candice

Meade was Betsy Layne's other scorer. She finished with two points.

Thomas led Allen Central in scoring with 18 points. In Allen Central's opening-round win over Prestonsburg, Thomas led the Lady Rebels with 14 points.

Allen Central Coach Mark Martin looked for different players to step up and score points in the district title tilt. Thomas, however, ended the game as the only Lady Rebel to reach double-figures.

Mills finished with five points. Allen Central starters Mara Biliter, Alanna Cline and Yumekia Hunter all had four points apiece. Amanda Thacker and Elizabeth Dingus each finished with two points. Senior Lyndsey Frasure, Allen Central's other starter, added one point.

Allen Central shot 11-for-21 from the free-throw line.

Betsy Layne will enter the 15th Region Tournament this week at Johnson Central High School, the site of its last regional basketball championship triumph. All 15th Region Tournament games will be played at Johnson Central.

Continued from p1

CHAMPIONSHIP RUN



photos by Steve LeMaster

Betsy Layne will again enter the 15th Region Tournament as the 58th District's top team. Above: Ladycat senior guard Kim Clark eyed the basket during the first half.



Left: Betsy Layne senior forward Breann Akers looked to pass the ball off to an open teammate.



Below: Betsy Layne's Whitney Tackett (33) got a shot off against the defense of Allen Central's Lyndsey Frasure.

All-Floyd County Conference



photo by Jamie Howell

The All-Floyd County Conference team included players from all five Floyd County schools. Allen Central senior Becky Thomas was named the conference's player of the year.



photo by Jamie Howell

DISTRICT DOMINANCE: Betsy Layne claimed its second straight 58th District championship Thursday night, beating Allen Central 57-40.

Sunday Comics

Amber Waves

WOW! IT FINALLY CAME. THE TLX500 TURBO ROCKET!

KEEP OUT OF REACH OF SMALL CHILDREN.

I GET THIS STRANGE FEELING WE DON'T HAVE ENOUGH INSURANCE.

by Dave T. Phipps

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BUT I'VE NEVER SEEN ONE LAST THIS LONG!

I'VE NEVER SEEN ONE DURING A BASKETBALL GAME!

by Jerry Craft

The Spats

by Jeff Pickering

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R.F.D.

by Mike Marland

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BYE, HONEY! HAVE A GOOD DAY!

WATCH YOUR STEP WHEN YA GET TO THE END OF THE GARAGE!

Out on a Limb

by Gary Kopervas

POPEYE

Super Crossword

STRICTLY SPEAKING

ACROSS

- 1 Summer stinger
- 5 Sailor's quaff
- 9 In the sack
- 13 Master, in Madras
- 18 "Dies —"
- 19 Melodious McEntire
- 20 — Valley, CA
- 21 Walked confidently
- 22 Tenured?
- 24 Ex-wife, sometimes?
- 26 Roman official
- 27 Umps
- 29 Bus, bigwig
- 30 Plant part
- 31 Writer Blyton
- 33 Tabula —
- 37 At full tilt
- 40 Violin bows?
- 44 Evils
- 45 Terry-cloth inscription
- 46 Cookbook author Rombauer
- 47 Deed
- 49 Wraps up
- 52 Incompetent
- 55 Neighbor of Latvia
- 57 TV's "The — Game"
- 59 Melo-dramatic
- 60 Progress
- 61 Chaka Khan's group
- 63 Pigeon English?
- 64 To boot
- 66 Spud bud
- 67 Bulldog, for one
- 68 "Blame — Rio" ('84 film)
- 69 Capone impersonator?
- 73 Hire a private eye?
- 75 Landed
- 76 Palm Sunday animal
- 77 Humbug lead-in
- 79 Act like an antelope
- 80 Oxford figure
- 81 Vote in
- 83 "Watership Down" author
- 85 Defy a dictator
- 89 Salad veggie
- 91 Geronimo's birthplace
- 93 Draw
- 94 Donated
- 95 Swedish currency
- 96 Mardi —
- 98 It may be white
- 99 Signor Ferrari
- 101 Stock-brokers?
- 105 Petite pet
- 108 Blood components
- 109 Kid at court
- 110 Former govt. agcy.
- 111 Carpenter
- 113 Wine valley
- 116 Exit
- 120 FDA-approved snack?
- 126 "Equus," for instance?
- 128 Inventor Otis
- 129 Dingy digs
- 130 Pat on the bun?
- 131 Kuwaili ruler
- 132 Blackboard figure
- 133 Type of chalcedony
- 134 Holler
- 135 Odense denizen
- 6 Keep the shelves stocked
- 7 Crumhorn cousin
- 8 Sail support
- 9 Furniture wood
- 10 Jacket info
- 11 Big bird
- 12 — brakes
- 13 Canonized Mlle.
- 14 — you for real?
- 15 Was an optimist
- 16 Unimprovable
- 17 Juicy fruit
- 21 Toast word
- 23 Await judgment
- 25 Macabre
- 28 — Lanka
- 32 Tennis pro Nastase
- 34 Moss Hart's autobiography
- 35 "— Game" ('71 film)
- 36 Up and about
- 38 Requests
- 39 Ain't right?
- 40 Spanish sherry
- 41 Author Dinesen
- 42 "Peter Pan" pirate
- 43 Tried a mouthful
- 45 "What?"
- 48 Crack up
- 50 Proclamations
- 51 A nose that shows
- 53 Coat-of-arms figure
- 54 Lovell or Waggoner
- 56 Italian greyhound, e.g.
- 57 Ignoramus
- 58 Used up
- 60 Gaggles gal
- 62 Wood and gas
- 65 Sedimentary stuff
- 68 Force
- 69 Lose luster
- 70 — Comes Mary
- 71 Dano or Darnell
- 72 Messy Madison
- 73 Nickels and dimes
- 74 Designer Lagerfeld
- 77 Church sale
- 78 Bustle
- 81 Happening
- 82 Latin class no-nos
- 84 Scratches the surface
- 86 Zodiac animal
- 87 Buffalo waterfront
- 88 Actor Horsley
- 90 Currier's partner
- 92 Memo start
- 93 On a whale watch, perhaps
- 95 Asian nation
- 97 Clothes
- 100 African equine
- 102 Quayle or Blocker
- 103 Eye appreciatively
- 104 Acted like a chick
- 105 Garden supplies
- 106 In the slightest degree
- 107 "GoodFellas" group
- 112 Return address?
- 114 "Hi, sailor!"
- 115 Battery part
- 117 — mater
- 118 Self-smitten
- 119 Thornfield governess
- 121 Cornerstone abbr.
- 122 "Evita" character
- 123 "— Tiki"
- 124 TV Tarzan
- 125 King's handle?
- 127 Costa del —

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Find the listed words in the diagram. They run in all directions — forward, backward, up, down and diagonally.

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BY HENRY BOLTIPOFF

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Answers to Crossword Puzzle and Magic Maze can be found on page A2

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NOTICES

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PUBLIC NOTICE
Notice is hereby given that Dwayne Hall, 1174 Ky. Route 979, Harold, KY 41635, and Everett Carroll, 11 Carroll Lane, Harold, KY 41635, own property located at Harold, Kentucky, and has filed an application with the Natural Resources and Environmental Protection Cabinet to construct a fill. The property is located approximately 1.10 mile west of the intersection of KY Route 979 junction with U.S. Route 23, near the communities of Harold and Amba, on Mud Creek, in Floyd County. Any comments or objections concerning this application shall be directed to: Kentucky Division of Water, Water Resources Branch, 14 Reilly Road, Frankfort

Office Park, Frankfort, Kentucky 40601. Phone: (502) 564-3410.

PUBLIC NOTICE

Notice is hereby given that Boyd Bowling has filed an application with the Natural Resources and Environmental Protection Cabinet to construct a residential block garage. The property is located one mile from junction of Hwy. 80 and Route 550, at Eastern, on Right Beaver Creek. Any comments or objections concerning this application shall be directed to: Kentucky Division of Water, Water Resources Branch, 14 Reilly Road, Frankfort Office Park, Frankfort, Kentucky 40601. Phone: (502) 564-3410.

NOTICE OF INTENTION TO MINE PURSUANT TO APPLICATION NO. 836-0315

In accordance with the provisions of KRS

350.055, notice is hereby given that Motts Branch Coal, Inc., P.O. Box 2765, 436 Daniels Creek Road, Pikeville, Kentucky 41502, has applied for a permit for a surface coal mining and reclamation operation affecting 205.7 acres, and will underlie an additional 14.4 acres, located 2.9 miles northeast of Hueysville, in Floyd County.

The proposed operation is approximately 1.5 mile northeast from Route 2029's junction with KY Route 7, and located in Salyers Branch and Raccoon Branch of Sattlick Creek, and Grassy Creek of Licking River.

The proposed operation is located on the David and Martin U.S.G.S. 7-1/2 minute quadrangle maps. The operation will use the contour strip, area mining, and highwall/auger methods of mining. The surface area is owned by CONSOL of Kentucky Inc., Carl Reed, Jimmy & Carl Reed, I. Richmond-

Heirs, Dosie Bailey, et al., Delphia M. Hale & Carol S. Wireman, and Knott Floyd Land Company, Inc. The operation will underlie surface area owned by Dosie Bailey, et al., and Knott Floyd Land Company, Inc. The application has been filed for public inspection at the Department for Natural Resources, Division of Mine Reclamation and Enforcement's Prestonsburg Regional Office, 3140 South Lake Drive, Prestonsburg, Kentucky 41653. Written comments, objections, or requests for a permit conference must be filed with the Director, Division of Permits, #2 Hudson Hollow, U.S. 127 South, Frankfort, Kentucky 40601.

NOTICE TO THE GENERAL PUBLIC
Mountain Manor Nursing Home of Paintsville, Kentucky, a long term care facility, will accept residents and render services without distinction due to race, color, national origin, handicapping condition or age. Patient referrals can be made at the facility at 1025 Euclid Avenue, Paintsville, Kentucky, or by phone, 606-789-5808.

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